



U.S. Department of Justice
United States Attorney
District of New Jersey

970 Broad Street
Newark, New Jersey 07102

973-645-2700

February 23, 2024

Honorable Michael E. Farbiarz
United States District Judge
U.S. Post Office & Federal Courthouse
Newark, New Jersey 07102

Re: United States v. Gordon Coburn and Steven Schwartz
Crim. No. 19-120 (MEF)

Dear Judge Farbiarz:

The Government writes in accordance with the Court's December 20, 2023, Trial Scheduling Order, regarding whether it seeks to file additional motions *in limine*. See ECF No. 603 at 4-5.

At this time, the Government intends to file a motion *in limine* to exclude testimony of two experts, noticed by Defendant Schwartz on February 7, 2024, who will testify regarding visible displays of emotion, among other topics. The Government agrees that the briefing schedule proposed by Defendant Schwartz in his letter dated February 23, 2023, is appropriate. See ECF No. 624. In addition, the Government may file a motion *in limine* to exclude two additional experts noticed by Defendants on February 7, 2024, who will testify regarding their compensation, pending the resolution of Defendant Coburn's motion *in limine* No. 4. If the Government chooses to file such a motion *in limine*, it will propose a briefing schedule for such a motion within one day of the Court's ruling.

Respectfully submitted,

GLENN S. LEON
Chief

PHILIP R. SELLINGER
United States Attorney

/s/ Sonali D. Patel

/s/ Jonathan Fayer

SONALI D. PATEL
Fraud Section, Criminal Division
U.S. Department of Justice

JONATHAN FAYER
Assistant U.S. Attorney
District of New Jersey